

PTO/SB/30 (04-05)
Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Request for Continued Examination (RCE) Transmittal		Application Number 09/058,170
		Filing Date April 10, 1998
		First Named Inventor Terry M. BLEIZEFFER
		Art Unit 2173
		Examiner Name C. Thai
		Attorney Docket Number ST9-97-130 (13296/3)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- 1.** **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 Other _____

b. Enclosed

i. Amendment/Reply
ii. Affidavit(s)/ Declaration(s)

iii. Information Disclosure Statement (IDS)
iv. Other Fee Trans. for FY 2005 (incl. RCE)

2. Miscellaneous

Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

a. period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
b. Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to my Deposit Account No. 11-0060. I have enclosed a duplicate copy of this sheet.

a. Deposit Account No. 11-0060 I have enclosed a duplicate copy of this sheet.

i. RCE fee required under 37 CFR 1.17(e)
ii. Extension of time fee (37 CFR 1.136 and 1.17)
iii. Other _____

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<i>Frank L. Bernstein</i>	Date	5/27/05
Name (Print/Type)	Frank L. Bernstein	Registration No.	31,484

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature		
Name (Print/Type)	Thea K. Wagner	Date 5/27/05

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PAGE 2/27 * RCVD AT 5/27/2005 7:10:14 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/1 * DNI:8729306 * CSID:14089757501 * DURATION (mm:ss):07:22

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FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 2890.00)

Complete if Known

Application Number	09/058,170
Filing Date	April 10, 1998
First Named Inventor	Terry M. BLEIZEFFER
Examiner Name	C. Thai
Art Unit	2173
Attorney Docket No.	ST9-97-130 (13296/3)

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Other None
 Deposit Order

11-0600

Deposit Account Name

Kenyon & Kenyon

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1001 790	2001 385	Utility filing fee	
1002 350	2002 175	Design filing fee	
1003 550	2003 275	Plant filing fee	
1004 790	2004 395	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$ 0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
	74	48 **	= 26	X 50.00 =	1300
	8	4 **	= 4	X 200.00 =	800

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 50	2202 25	Claims in excess of 20
1201 200	2201 100	Independent claims in excess of 3
1203 360	2203 180	Multiple dependent claim, if not paid
1204 200	2204 100	** Reissue independent claims over original patent
1205 50	2205 25	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$ 2100.00)

**or number previously paid, if greater. For Reissues, see above

SUBMITTED BY						Complete if applicable
Name (Print/Type)	Frank L. Bernstein	Registration No. (Attorney/Agent)	31,484	Telephone	(408) 975-7988	
Signature	Frank L. Bernstein		Date	May 27, 2005		

WARNING: Information on this included on this form. Provide This collection of information is required by 37 CFR 1.17 and 1.27, application. Confidentiality is governed by 35 U.S.C. 122 and 37 C completed application form to the USPTO. Time will vary depending reducing this burden, should be sent to the Chief Information Officer, SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND If you need assistance in co

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this paper is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 27, 2005.